

THE CITY COUNCIL

OFFICIAL PROCEEDINGS

REGULAR MEETING

Quincy, Illinois, March 29, 2010

The regular meeting of the City Council was held this day at 7:30 p.m. with Mayor John A. Spring presiding.

The following members were physically present:

Ald. Bumbry, Goehl, Duesterhaus, Bauer, Moore, Havermale, Farha, Sassen, Rein, Lepper, Vahlkamp, Brink, Holtschlag, Reis. 14.

The minutes of the regular meeting of the City Council held March 22, 2010 were approved as printed on a motion of Ald. Duesterhaus. Motion carried.

The City Clerk presented and read the following:

PETITIONS

By the following organizations requesting permission to conduct a raffle and have the bond requirement waived: Ellington PTA from April 6th thru 10th; Adams County Retired & Senior Volunteer Program from now until April 21st. The City Clerk recommends approval of the permits.

Ald. Reis moved the prayer of the petition be granted. Motion carried.

By Adams County Bar Association requesting permission to close Vermont Street, between 5th and 6th Streets, on April 30th from 8:00 a.m. to noon to facilitate the loading and unloading of students attending "Law Day 2010".

Ald. Holtschlag moved the prayer of the petition be granted and the proper authorities notified. Motion carried.

By the Dogwood 2010 Celebration Committee requesting the following streets be closed for the Dogwood Festival on April 30th from 1:00 p.m. through 6:00 p.m.: 5th, Maine to Hampshire; and on April 30th through May 2nd from 6:00 p.m. to 8:00 p.m.: Maine, 4th to 6th; 5th from north side of drive-thru lane of Mercantile Bank to Hampshire; and Hampshire, 4th to 5th, with the 5th & Hampshire intersection closing on a diagonal. They also request "No Parking" signs be posted on April 29th at the close of business with "No Parking" restriction beginning one hour prior to street closing time.

Ald. Holtschlag moved the prayer of the petition be granted and the proper authorities notified. Motion carried.

By Early Childhood Education Center requesting permission to hold their annual "Week of the Child" parade April 12th at 9:45 a.m. and again at 1:45 p.m. The parade will start at Salem Church parking lot, south on 9th to State, west on State to 8th, north on State to Kentucky then east on Kentucky to 9th back to Salem Church parking lot.

Ald. Reis moved to amend the petition with the route to be north on 8th to Kentucky instead of north on State to Kentucky, seconded by Ald. Holtschlag. Motion carried.

Ald. Reis moved the prayer of the petition be granted, as amended, and the proper authorities notified. Motion carried.

A revocable permit for encroachment of city right-of-way by Quincy Area Convention and Visitors Bureau request permission to hang various banners across 5th & Maine from April 27th through December 31st.

Ald. Holtschlag moved the prayer of the petition be granted. Motion carried.

A revocable permit for encroachment of city right-of-way by K & W Painting requesting permission to block the sidewalk in front of the property located at 725-733 Hampshire while maintenance work is being done to the exterior of the building from 3/30/10 through 4/30/10. The City Engineer presents this request subject to five conditions.

Ald. Reis moved the prayer of the petition be granted. Motion carried.

By Jason Klinner requesting consideration for approval of a special use permit for a planned development at 205 N. 27th presently zoned R1C.

Ald. Havermale moved the prayer of the petition be referred to the Plan Commission for study and to report back. Motion carried.

By Sarah Krisko requesting consideration for approval of special permit at 701 Maine presently zoned D1.

Ald. Reis moved the prayer of the petition be referred to the Plan Commission for study and to report back. Motion carried.

By Blessing Hospital requesting consideration for approval of special permit at northwest corner of North 9th and Oak Streets presently zoned R3.

Ald. Duesterhaus moved the prayer of the petition be referred to the Plan Commission for study and to report back. Motion carried.

By Steve Leigh requesting consideration for approval to vacate the right-of-way along the south line of Lot 1 of Knoblock Estates Subdivision, 101 N. 48th, presently zoned C2.

Ald. Moore moved the prayer of the petition be referred to the Plan Commission for study and to report back. Motion carried.

RESOLUTION

WHEREAS, the City of Quincy desires to select an equity partner for the hydro electric facility at Lock and Dam 21, 24, and 25; and

WHEREAS, the City of Quincy needs special legal expertise in reviewing requests for proposals and selection of equity partners to assure the City's best interest is considered, and

WHEREAS, the City of Quincy may need to negotiate a power purchase agreement following the equity partner selection; and

WHEREAS, the City of Quincy wishes to engage Stoel Rives to assist the city with the request for proposal review process, equity partner selection and negotiation of a power purchase agreement; and

WHEREAS, the City of Quincy further understands that it is necessary to formally accept the terms and conditions of the Agreement and must authorize certain of its officials to execute the appropriate documents required in connection with the Stoel Rives Letter of Engagement; and

NOW THEREFORE BE IT RESOLVED BY CITY COUNCIL, as follows:

1. Engage Stoel Rives, LLC and further authorize certain of its officials to execute the appropriate documents required in connection with the Letter of Engagement; and

2. That the Mayor of the City of Quincy is hereby authorized and empowered to execute and deliver in the name of and on behalf of the City of Quincy the Letter of Engagement and any and all amendments, modifications and supplements thereto, and execute and deliver such additional documents, instruments and certificates as may be deemed necessary or desirable for the City of Quincy to perform its obligations under the Letter of Engagement.

Passed this 29th day of March, 2010.

Ayes: 14

Nays: 0

Absent: 0

APPROVED

John A. Spring, Its Mayor

Jenny Hayden, Its Clerk

Ald. Reis moved for the adoption of the resolution, seconded by Ald. Duesterhaus, and on the roll call each of the 14 Aldermen voted yea. Motion carried.

ORDINANCE

Adoption of an ordinance entitled: An Ordinance Of The City Of Quincy, Adams County, Illinois Approving A Tax Increment Redevelopment Plan And Redevelopment Project (Quincy Downtown II).

Ald. Reis moved for the adoption of the ordinance, seconded by Ald. Duesterhaus, and on the roll call the following vote resulted: Yeas: Ald. Bumbry, Goehl, Duesterhaus, Bauer, Havermale, Farha, Sassen, Rein, Lepper, Reis. 10. Nays: Ald. Vahlkamp, Brink. 2. Abstain: Ald. Moore, Holtschlag. 2.

The Chair, Mayor John A. Spring, declared the motion carried and the ordinance adopted.

ORDINANCE

Adoption of an ordinance entitled: An Ordinance Designating The City of Quincy Downtown Quincy II Tax Increment Redevelopment Project Area.

Ald. Reis moved for the adoption of the ordinance, seconded by Ald. Havermale, and on the roll call the following vote resulted: Yeas: Ald. Yeas: Ald. Bumbry, Goehl, Duesterhaus, Bauer, Havermale, Farha, Sassen, Rein, Lepper, Reis. 10. Nays: Ald. Vahlkamp, Brink. 2. Abstain: Ald. Moore, Holtschlag. 2.

The Chair, Mayor John A. Spring, declared the motion carried and the ordinance adopted.

ORDINANCE

Adoption of an ordinance entitled: An Ordinance Adopting Tax Increment Financing (Quincy Downtown II Tax Increment Redevelopment Project Area).

Ald. Reis moved for the adoption of the ordinance, seconded by Ald. Havermale, and on the roll call the following vote

resulted: Yeas: Ald. Yeas: Ald. Bumbry, Goehl, Duesterhaus, Bauer, Havermale, Farha, Sassen, Rein, Lepper, Reis. 10. Nays: Ald. Vahlkamp, Brink. 2. Abstain: Ald. Moore, Holtschlag. 2.

The Chair, Mayor John A. Spring, declared the motion carried and the ordinance adopted.

ORDINANCE

Adoption of an ordinance entitled: An Ordinance To Utilize Revenues From The Central Business District West Redevelopment Project Area For Eligible Costs In The Downtown Quincy II Redevelopment Project Area.

Ald. Reis moved for the adoption of the ordinance, seconded by Ald. Havermale, and on the roll call the following vote resulted: Yeas: Ald. Yeas: Ald. Bumbry, Goehl, Duesterhaus, Bauer, Havermale, Farha, Sassen, Rein, Lepper, Reis. 10. Nays: Ald. Vahlkamp, Brink. 2. Abstain: Ald. Moore, Holtschlag. 2.

The Chair, Mayor John A. Spring, declared the motion carried and the ordinance adopted.

ORDINANCE

Second presentation of an ordinance entitled: An Ordinance Granting A Special Use Permit For A Planned Development. (1000 Broadway)

Ald. Reis moved the requirements of Section 2.207 of the Code of the City of Quincy be waived and the ordinance adopted, seconded by Ald. Holtschlag, and on the roll call each of the 14 Aldermen voted yea.

The Chair, Mayor John A. Spring, declared the motion carried and the ordinance adopted. Motion carried.

ORDINANCE

Second presentation of an ordinance entitled: An Ordinance Granting A Special Use Permit For A Planned Development. (812 Hampshire)

Requests to Speak

Written requests to speak under suspended rules by Rachel Bartoluzzi, Attorney Charles W. Scholz representing American Legion Post 37, 116 N. 8th, Mark LeGrand, 126 N. 8th, Dan Veihl, 4209 Hampton Lane, Gary Musholt, 806 Hampshire, Keith Kaufmann, 815 Maine, John Gebhardt, 502 N. 28th, Norbert F. Pohlman, 1004 Eastate Drive, Mel Dillman, 1721 Silverthorne, and Shayne Appel, 1256 Hampshire, in reference to the Lucky Dog Day Care.

Rules Suspended

Ald. Duesterhaus moved the rules be suspended at this time to hear from the above individuals. Motion carried.

Rachel Bartoluzzi, 1619 Marjan Court, stated she has volunteered in many animal facilities and feels with her work and school experience she can state Lucky Dog Day Care is incredibly clean. Bartoluzzi stated with the steps that have been taken to clean the run off there should not be a problem. She felt the opposition does not understand what type of facility this is. Bartoluzzi stated clients think of the dogs as their children and she asked the council to allow this special use permit.

Attorney Charles W. Scholz representing the 454 members of the American Legion Post 37, 116 N. 8th, stating the Legion is supportive of this small business if it was scaled back to zoning requirements. He gave three reasons the council should consider. 1. It is not wise to alleviate from the Comprehensive Plan from zoning; 2. No more issuance in combined sewer; and 3. Downtown revitalization-Teska Plan. One top priority was places to eat and drink in the downtown area. His client has made a substantial investment on North 8th Street.

Mark LeGrand, 126 N. 8th, stated he is in opposition of the proposed ordinance. He provided each council member with a copy of the Affidavit of Notice served to the people within 250' of the petitioner's property stating one person on the list was deceased, another was not a property holder and Dan Veihl, owner of Butcher Block, Q-City Meats, did not receive notice. He presented 13 letters from adjacent landowners opposing special use permit for a planned development. He asked the council to do their civic duty and put this to a close tonight.

Dan Veihl, 4209 Hampton Lane, Butcher Block owner at 819 Maine, stated he received his loan from the city and has 50% investment also in his business. He stated decisions he made when he moved to this location that would be approved in the zoning realms but felt it wouldn't be best for the businesses in the area and chose not to do them. He asked the City Council to support him and the other businesses that are anchors in this part of the uptown area and not allow this special permit use here.

Gary Musholt, 806 Hampshire, reminded the council of the land use planning done by Teska. He also stated he had stated his justified issues with this special use permit and the need to follow long term plans.

Keith Kaufmann, 815 Maine, concurs with the others and feel they have reasonably stated why this special use permit should be denied and requests the petitioner find another location.

John Gebhardt, 502 N. 28th, was past commander of Post #37 and felt they would not continue to operate at this location and invest \$30,000 had they thought that this type of business was going to be located here. He stated it does not belong in a D2 area. He supports the petitioner in her line of business but not located here. This is not compatible with the Teska Plan.

Norbert F. Pohlman, 1004 Eastate Drive, speaking in opposition of the Doggie Day Care downtown. Everything has been said and these businesses are paying taxes here.

Mel Dillman, 1721 Silverthorne, Financial advisor to Q-City Meats. When he was located at 812 Hampshire he can remember the northwest corner with waste ending up in the parking lot after a big rain. He gave a brief synopsis of the past weeks leading up to tonight and urged the council to defeat this ordinance.

Shayne Appel, 1256 Hampshire, petitioner of Lucky Dog Day Care, asked the council to allow this to go to a third reading as she would have new testimony. She explained what a "standard kennel" is and stated she is not a "standard kennel". She also stated the mailings she sent out were directed by the Planning & Development Department by going online putting 250' in and sent to those addresses. She stated the opposition called the Health Department and now is challenging their recommendation. She stated she also has invested her life savings in this business and she believes she should be allowed to succeed in this downtown facility.

Ald. Vahlkamp moved the rules be resumed. Motion carried.

REPORT OF FINANCE COMMITTEE

Quincy, Illinois, March 29, 2010

	Transfers	Expenditures	Payroll 4/2/10
City Hall		1,133.70	41,018.83
Central Services	98,500.00		
Airport	6,000.00		
Building Maintenance		542.35	
Legal Department			7,890.95
Fire and Police Comm.			563.59
MIS Department		4,564.57	11,984.54
Police Department.....		5,009.88	211,801.68
Fire Department		1,889.22	141,305.94
Engineering.....		102.85	19,338.52
Tax Distribution		31,941.35	
GENERAL FUND SUBTOTAL	104,500.00	45,183.92	433,904.05
Planning and Devel		755.09	21,300.81
911 System		2,686.57	33,418.08
Traffic Signal Fund		101.32	
Police Dept. Grants		400.00	
Crime Lab Fund		219.37	
Transit Fund		717.87	28,256.52
Special Tax Alloc - TIF #2		257.60	
Water Fund			
Utilities Dept		9,047.18	24,432.76
Central Services		2,064.49	15,297.33
Sewer Fund			
Central Services		656.12	9,930.98
Utilities Dept			7,304.43
Quincy Regional Airport Fund		1,600.62	7,540.38
Municipal Dock			1,023.46
Regional Training Facility		329.63	
Central Garage		5,030.56	9,529.97
Central Services Fund.....		20,046.36	24,961.74
Self Insurance		3,201.92	6,988.06
BANK 01 TOTALS	104,500.00	92,298.62	623,888.57
IHDA Grant Fund		1,677.00	
2009 G/O Hydro Proj Fund		400.00	
2009 G/O OLC Proj Fund.....		24,062.89	
1999 G/O Bond Fund		39,940.00	
2005 G/O Bond Fund		206,043.75	

ALL FUND TOTALS	104,500.00	364,422.26	623,888.57
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Ben Bumbry, Jr.
 Anthony E. Sassen
 Raymond Vahlkamp
 Michael Farha
Finance Committee

Ald. Duesterhaus, seconded by Ald. Vahlkamp, the reports be received and vouchers be issued for the various amounts and on the roll call each of the 14 Aldermen voted yea. Motion carried.

Ald. Havermale moved the City Council now sit as a Town Board. Motion carried.

TOWN BUSINESS
Report Of The Quincy Township Supervisor For General Assistance
For The Month Of February, 2010.

RECEIPTS

Balance February 1, 2010	\$	175,271.63	
Interest		<u>121.73</u>	
Total	\$		175,393.36

DISBURSEMENTS

Relief Orders were issued to 17 cases containing 20 individuals at an average grant per case of \$219.77

Administration	\$	3,736.16	
		<u>5,905.00</u>	<u>9,641.16</u>
Total	\$		165,752.20

ADMINISTRATION

Salaries	\$	5,905.00
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CASH ACCOUNT

Balance February 1, 2010	\$	169,344.69	
Interest		<u>121.73</u>	
Total	\$		169,466.42
Obligations paid during the month	\$	10,549.33	
Balance February 28, 2010	\$		158,917.09
Unpaid bills outstanding	\$	4,553.87	

Steven L. Schrage,
 Supervisor of Quincy Township

Ald. Havermale, seconded by Ald. Reis, moved the report be received and vouchers be issued for the payment of disbursements and administrative bills for the various amount, and on the roll call each of the 14 Aldermen voted yea. Motion carried.

Report Of Town Auditing Committee

Quincy, Illinois, March, 2010

Legislative Salaries	2,850.00
Legislative Benefits	218.04
Regular Salaries	21,380.98
Benefits	10,598.52
Registration/Schools/Meetings	278.46
Repair & Maintenance Other	512.50
Communications	34.88
Travel	173.00
Office	2,964.63
Natural Gas	781.92
Office Equipment	2,942.00

Financial Supervisor Salaries	1,596.60
Financial Supervisor Benefits	329.54
Recording & Reporting Salaries	1,596.60
Recording & Reporting Benefits	329.54
 TOTAL	 \$46,587.21

Paul Havermale
Richard Reis
Dave Bauer
Committee

Ald. Havermale, seconded by Ald. Reis, moved the reports be received and vouchers be issued for the various amounts and on the roll call each of the 14 Aldermen voted yea. Motion carried.

The meeting resumed its sitting as a City Council on motion of Ald. Havermale.

MOTIONS

Ald. Duesterhaus moved to allow a dumpster at 1333 Elm street starting today for one week. Motion carried.

Ald. Moore referred to the Street Light Right-Of-Way Committee to install a streetlight at Seminary Road and Jennifer Road. Motion carried.

Ald. Vahlkamp moved to allow a dumpster on city right-of-way at 721 S. 14th for two weeks. Motion carried.

Ald. Holtschlag moved to allow a block party between State and Ohio on 11th on April 17th from 3 p.m. to midnight with barricades. Motion carried.

The City Council adjourned at 9:00 p.m. on a motion of Ald. Reis. Motion carried.

JENNY HAYDEN, CMC
City Clerk